

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 13, 1974  
1:00 P.M.Electric Auditorium  
301 West Avenue

The meeting was called to order with Mayor Butler presiding.

## Roll Call:

Present: Councilmen Binder, Friedman, Handcox, Lebermann, Mayor  
Butler, Mayor Pro Tem Love  
Absent: Councilman Dryden

The Invocation was delivered by REVEREND CALTON PERMENTER, St. David's Episcopal Church.

## PROPOSED ACQUISITION OF WATER DISTRICT 9

Mayor Butler announced that the Council had been in an Executive Session earlier that day and that the Council had authorized the City Manager to send a letter to the officers and directors of the Water District 9. Mr. Dan Davidson, City Manager, reviewed this by noting that the letter had been addressed to Mr. Coley Reynolds, President, and that the letter pointed out that Austin had evaluated growth trends and the condition of the water system within that District and that the staff was in a position to work toward a recommendation that the City would acquire Water District 9 at the earliest opportunity. Before that could be done or before an actual recommendation could be prepared for the Council, he indicated that the letter noted that the City would need to examine the documentation of records within the District, meet with certain officials with the City, and at that time if the factors appeared to be advantageous to both entities, the staff would then recommend that the Council vote to acquire Water District 9. He added that this recommendation was intended to properly protect the area adjacent to the City, the water supply system that does exist now and would exist in the future; therefore, the Council had authorized the staff to extend this letter to take the first step toward such a study.

In response to Mayor Butler's question as to whether or not a public hearing would be appropriate on this acquisition in the future, Mr. Richard Tulk, Assistant City Attorney, indicated that this would be appropriate; and City Manager Davidson stated that it would be necessary for the staff to keep

the Council updated and propose some dates for such a hearing if desired.

#### APPROVAL OF MINUTES

Mayor Pro Tem Love moved that the Council approve the Special Meeting Minutes of June 6, 1974 (12:00 noon) and the Regular Meeting Minutes of June 6, 1974 (1:00 p.m. and 7:00 p.m.). The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Mayor Butler, Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox, Lebermann  
Noes: None  
Absent: Councilman Dryden

#### PRESENTATION

City Manager Davidson took this opportunity to announce that the Municipal Finance Officers Association at its annual convention last month presented Mr. William Harrison, Director, Finance Department, the award of accounting achievement in recognition of his professional contributions in public financial reporting, and especially recognizing his personal efforts which led to Austin's receiving the Municipal Finance Officers Association Certificate of Conformance. He noted that Mr. Joe Liro, Management and Budget Administrator, had brought this presentation and plaque back with him from that conference. On behalf of the Association, the City Manager stated that the City wanted Mr. Harrison to have this and noted that the City was very proud of him.

#### ANNOUNCEMENT

City Manager Davidson stated that he had just been notified that Standard & Poor's Corporation had assigned a rating of "AA" to the City's upcoming \$22,000,000 revenue bond sale, which was a reduction from the "AAA" that Austin had carried for the past five-year period. He added that Austin had been expecting such a reduction for some time.

1. Recent visits to the bond rating houses had indicated an increased scrutiny of the City's ability to sustain the "AAA" rating.
2. The following had contributed to a decline in the City's "times coverage":
  - a. Higher operating costs without proportionate revenue increases.
  - b. Uncertain fuel supplies at greatly increased unit costs.
  - c. Accelerated capital improvements expenditures.

He noted that the recommendations before the Council for utility revenue increases, if adopted, would materially assist in regaining a "AAA" rating; and even though the City regretted this rate reduction, Austin bonds would continue to be well received in the market place as evidenced by the recent "AAA" rating given to the general obligation issues by Moody's Investment Service.

#### HEARING ON AMENDMENTS TO HISTORIC ZONING ORDINANCE

Mayor Butler opened the public hearing scheduled for 1:00 p.m. on amendments to the Historic Zoning Ordinance and passage of the ordinance. Councilman Lebermann commented that the amendments had to do with some purely mechanical details. However, he felt that one merited some public attention in that he felt it was important that if people were to serve on boards and agencies, the City needed to have some certain requirements related to attendance. The amendment would read as follows: (Sec. 45-46(h).)

1. Any appointed member of the Landmark Commission who fails to attend three consecutive regular or called meetings of the Landmark Commission or fails to attend at least 80% of all such regular or called meetings during any six-month period shall lose membership on the Commission. Verification of attendance shall be based exclusively on the minutes of each meeting as filed with the City Clerk. The vacancy shall be filled by the City Council pursuant to Sec. 45-46(c).

Mr. Dick Lillie, Director, Planning Department, reviewed the other amendments:

2. Section 45-46(e), subsection (4) and (5) concerning membership of the Landmark Commission. Councilman Lebermann had requested that these subsections be deleted since the Travis County Historical Survey Committee and the Heritage Society of Austin, Inc., had representatives on the Commission; therefore, these organizations would not have ex-officio members advising the Commission.
3. Section 45-46 (e), subsection (6) entitled Special Advisors would be included as follows:

The City Council may draw on the knowledge, experience, and expertise of any person in the community by appointing such person to the Landmark Commission as a special advisor.

Mayor Butler remarked that this was a good recommendation and wondered if Councilman Lebermann had thought of making this apply to all boards and commissions. In response to this, Councilman Lebermann noted that in addition to the Landmark Commission, this could apply to the Environmental Board, but it could not be done as it related to other commissions as identified in the Charter without a Charter change. Mayor Butler added that this could be done in the form of a custom and that when new members were named, they would accept the responsibility of required attendance. Councilman Lebermann indicated that he would draft a letter to Council for their review in relation to this.

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 45 OF THE CODE OF THE CITY OF AUSTIN OF 1967; PROVIDING FOR THE DELETION OF SECTION 45-46(e)(4) and (5); PROVIDING FOR THE ADDITION OF SECTION 45-46(e)(6) PERTAINING TO APPOINTMENT OF SPECIAL ADVISORS TO THE LANDMARK COMMISSION; PROVIDING THAT SECTION 45-46(h) PERTAINING TO ATTENDANCE OF LANDMARK COMMISSION MEMBERS BE ADDED PROVIDING ATTENDANCE REQUIREMENTS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Lebermann moved that the Council close the hearing, waive the requirement for three readings, declare an emergency and finally the pass the ordinance amending the Historic Zoning Ordinance as mentioned above. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox,  
Lebermann, Mayor Butler  
Noes: None  
Absent: Councilman Dryden

The Mayor announced that the ordinance had been finally passed.

#### ANNEXATION HEARING SET

Mayor Pro Tem Love moved that the Council adopt a resolution setting a public hearing at 1:00 p.m. on June 27, 1974, to consider annexing the following:

124.38 acres of land out of the T. J. Chambers Grant, known as CAT MOUNTAIN VILLAS, a proposed subdivision. (Requested by Bryant-Curington, Inc., Consulting Engineers, representative of Cat Mountain Properties and David B. Barrow, owners.)

The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Binder, Friedman, Handcox, Lebermann, Mayor  
Butler, Mayor Pro Tem Love  
Noes: None  
Absent: Councilman Dryden

#### LICENSE AGREEMENT

Councilman Friedman moved that the Council adopt a resolution granting the following license agreement:

VOCATIONAL AGRICULTURE TEACHERS ASSOCIATION - Permitting encroachment of retaining wall into sidewalk area in front of Lot 4, Block 143, of the Original City of Austin, at the northwest corner of the intersection of East 12th and Sabine Streets. (Requested by the Vocational Agriculture Teachers Association, owner.)

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

#### CONTRACTS AWARDED

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

BRUCE LUCKIE CONSTRUCTION COMPANY 6735 Highway 290 East Austin, Texas	- For parking lot improvements for Mayfield Park and Town Lake Park - \$13,169.00
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The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

GENERAL ELECTRIC COMPANY 6901 North Lamar Boulevard Austin, Texas	- Three Receiver System for Police Base Station, Vehicle and Equip- ment Service Department. Item 1 - \$14,704.36
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The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

TENNANT COMPANY 761 North Lilac Drive Minneapolis, Minnesota	- Riding Sidewalk Sweeper and Traffic Line Remover for Urban Transporta- tion. Power Sweeper Scrubber for Auditorium. Item 1; 1 ea. - \$4,937.02 (sweeper) Item 3; 1 ea. - \$1,068.58 (line remover) Item 4; 1 ea. - \$7,164.17 (scrubber) Total - \$13,169.77
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The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

UARCO, INC. 1210 Nueces Austin, Texas	- Hospital Accounts Receivable State- ments, Brackenridge Hospital. Item 1; alternate 480 M @ \$32.22 Total - \$15,465.60
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The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

GIFFORD-HILL AMERICAN, INC. 2949 Stemmons Freeway Dallas, Texas	- Pretensioned and Prestressed Steel Cylinder Concrete Pipe and Fittings. Water Distribution Division. Item Nos. 1 thru 22 - \$7,551.58
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The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

TRANS-TEX SUPPLY COMPANY, INC. 4618 East 7th Street Austin, Texas	- Miscellaneous Gate Valves and Sleeves, Water Distribution Division. Item Nos. 1 thru 15 - \$13,507.79
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The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

GULF OIL COMPANY  
1131 Springdale Road  
Austin, Texas

- Anti-freeze, Vehicle and Equipment Services Department.  
Item 1 - 2,780 gal. @ \$3.50  
Item 2 - 2,880 qts. @ \$0.875  
Total - \$12,250.00

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder

Noes: None

Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

HERTZ EQUIPMENT RENTAL CORPORATION  
10007 Northeast Loop 410  
San Antonio, Texas

- One Each Hydraulic Tamper for  
Water Distribution Department  
Item 1; 1 ea. - \$17,910.00

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder

Noes: None

Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

UTILITY EQUIPMENT COMPANY  
5305 North Santa Fe  
Oklahoma City, Oklahoma

- One Hydraulic Cable Reel Trailer  
for Electric Department.  
Item 1; 1 ea. - \$5,565.25

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder

Noes: None

Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

VERSATRONICS CORPORATION  
8900 Shoal Creek Boulevard  
Austin, Texas

- TV Equipment, Austin Community  
TV, Inc. - \$6,390.83

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

DOW INDUSTRIAL SERVICE	- Interior Chemical Cleaning of
Division of Dow Chemical, U.S.A.	Boiler #2, Holly Power Plant,
109 Martha Street	Electric Utility Department -
Corpus Christi, Texas	\$6,217.00

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

PRIESTER-MELL COMPANY, INC.	- Copper Bus Bar, Electric Department.
601 East 56th Street	Item 1; approx. 15,470 lb. @
Austin, Texas	\$1.5684/lb.; Total - \$24,263.15

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

HOFMANN PAINT MANUFACTURING COMPANY	- Traffic Pavement Marking Paint,
312 Industrial Boulevard	Urban Transportation Department.
Austin, Texas	Items 1 and 2 - \$31,531.50

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

ADDRESSOGRAPH-MULTIGRAPH CORPORATION	- Exercise Purchase Option for one (1)
223 West Anderson Lane	Total Copy System Model 4250.
Austin, Texas	Item 1 - \$10,435.17

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contract:

TIM DORSETT DITCHING SERVICE	- For I. H. 35 South 12" Water Main
Route 1, Box 60E	from Bluff Springs Road Southerly -
Buda, Texas	\$229,829.80

The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

#### BIDS REJECTED

Mayor Pro Tem Love moved that the Council adopt a resolution rejecting all bids for the following:

Rejection of Bid	- Model Cities and Other Park Improvements for Parks and Recreation Department.
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In response to Mayor Pro Tem Love's inquiry, Mr. Mike Segrest, Park Project Administrator, listed the following proposed improvements:

Brentwood Park	- Tennis Court Lighting
Bartholomew Park	- Roadway, Parking Lot, Curb and Gutter, Tennis Courts, Fencing and Lighting
Pan American Park	- Roadway, Parking Lot and Land- scaping
Martin Junior High Playground	- Backstop and Fencing
Montopolis Park	- Fencing and Security Lighting
Zaragosa Park	- Complete Renovation of Park Shelter Building

He noted that the two primary areas where bids exceeded cost estimates were for the park shelter at Zaragosa Park and tennis courts installation at Bartholomew Park. City Manager Davidson pointed out that they intended to immediately restudy the specifications in order that they could get this back

out for additional bids and that the rejection was recommended due to insufficient funds available. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Handcox, Lebermann, Mayor Butler, Mayor Pro  
Tem Love, Councilmen Binder, Friedman  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution rejecting all bids for the following:

Rejection of Bid - North Austin Area Junior Swimming  
Pool, Parks and Recreation Department

In response to Mayor Pro Tem Love's question, Mr. Segrest indicated that the bid received for the proposed swimming pool at Lanier High School was about \$100,000 more than the City's estimate. Mr. Segrest added that there was an approximate \$50,000 involved in the cost to design the pool in such a manner that at a future date it could be enclosed and that a large portion of the remaining cost would include the cost of utility service. He was hopeful that in a rebid situation there might be more bidders and have a more competitive situation. In response to Mayor Pro Tem Love's question, City Manager Davidson indicated that this matter could be taken care of promptly. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilman Handcox, Lebermann, Mayor Butler, Mayor Pro  
Tem Love, Councilmen Binder, Friedman  
Noes: None  
Absent: Councilman Dryden

#### CONTRACT POSTPONED

Action was postponed on the following contract:

COASTAL STATES MARKETING, INC. - Distillate Heating Fuel Oil  
Five Greenway Plaza East No. 2, Production of Electrical  
Houston, Texas Energy, Electric Utility Department.  
Estimated 20,000,000 gallons over  
12 months at \$0.2533 per gallon.  
Total - \$5,066,000.00  
(subject to escalation)

In response to Councilman Binder's question, Mr. Richard Tulk, Assistant City Attorney, indicated that Coastal States Marketing was a subsidiary of Coastal States Gas and that this particular subsidiary was the one to deal with for fuel oil. Mayor Butler commented that the City had to agree to pay directly in cash for fuel oil that they bought from Coastal States Marketing and not offset with the difference they owed the City on the gas or else they would not sell. City Manager Davidson noted that this had been requested to be postponed in order to examine this along with another proposal the City was expecting.

## TRANSMISSION LINE EASEMENT

Councilman Lebermann moved that the Council adopt a resolution authorizing acquisition of a 138 KV transmission line easement in Jose Antonio Navarro Grant Survey. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilman Lebermann, Mayor Butler, Mayor Pro Tem Love,  
Councilmen Binder, Friedman, Handcox  
Noes: None  
Absent: Councilman Dryden

## ACTION TAKEN ON ONE-WAY STREETS

It was noted that various one-way streets were before the Council for addition and deletion. In response to Councilman Binder's question, Mr. Joe Ternus, Director of Urban Transportation, indicated that of 34 property owners that would be effected, the only opposition came from the owner of Scholz Garten, 1607 San Jacinto. Mayor Pro Tem Love moved that the Council adopt a resolution adding the following one-way streets:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>DIRECTION</u>
West 16th St.	Guadalupe St.	Congress Ave.	Westbound
East 16th St.	Congress Ave.	Trinity St.	Westbound
East 17th St.	Trinity St.	Congress Ave.	Eastbound
West 17th St.	Congress Ave.	Guadalupe St.	Eastbound
West 18th St.	Guadalupe St.	Congress Ave.	Westbound
East 18th St.	Congress Ave.	Trinity St.	Westbound

The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Butler, Mayor Pro Tem Love, Councilmen Binder,  
Friedman, Handcox, Lebermann  
Noes: None  
Absent: Councilman Dryden

Mayor Pro Tem Love moved that the Council adopt a resolution deleting the following one-way streets:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>DIRECTION</u>
West Capitol Dr.	13th St.	11th St.	Southbound
East Capitol Dr.	11th St.	13th St.	Northbound

The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Butler, Mayor Pro Tem Love, Councilmen Binder,  
Friedman, Handcox, Lebermann  
Noes: None  
Absent: Councilman Dryden

## GRANT FOR EQUIPMENT FOR NARCOTICS DRUG LABORATORY

Councilman Lebermann moved that the Council adopt a resolution authorizing the City Manager to accept a Texas Criminal Justice Division grant for "Supplementary Equipment for Austin Narcotics Drug Laboratory" for \$25,000.00. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox,  
Lebermann, Mayor Butler  
Noes: None  
Absent: Councilman Dryden

## CONTRACTS FOR GENERAL REVENUE SHARING FUNDS

Councilman Lebermann moved that the Council adopt a resolution authorizing the City Manager to enter into contracts with five agencies for General Revenue Sharing funds in the amount of \$95,871.00. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox,  
Lebermann, Mayor Butler  
Noes: None  
Absent: Councilman Dryden

## GRANT FOR MINORITY INTERN PROGRAM

Councilman Lebermann moved that the Council adopt a resolution authorizing the City Manager to accept a Housing and Urban Development 701 grant administered by the Capital Area Planning Council in the amount of \$27,600.00 for the Minority Intern Program. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox,  
Lebermann, Mayor Butler  
Noes: None  
Absent: Councilman Dryden

## GRANT AWARD FOR CRIMINAL JUSTICE COUNCIL SUPPLEMENTAL FUNDS

Councilman Lebermann moved that the Council adopt a resolution authorizing the City Manager to accept a Texas Criminal Justice Division grant award for "Austin Metropolitan Criminal Justice Council Supplemental Planning Grant Funds" for \$5,300.00. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox,  
Lebermann, Mayor Butler  
Noes: None  
Absent: Councilman Dryden

## PARTICIPATION IN HUMAN SERVICE REVIEW TEAM

Councilman Lebermann moved that the Council adopt a resolution authorizing participation in a joint City, County, Community Council Human Service Review Team. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox, Lebermann, Mayor Butler  
Noes: None  
Absent: Councilman Dryden

## LEASE AGREEMENT WITH MEDICAL FOUNDATION

Due to a request by the Central Texas Medical Foundation, the authorization of execution of a lease agreement with the Foundation was postponed until June 20, 1974.

## REPORT ON STATUS OF WOMEN IN CITY EMPLOYMENT

Ms. Andrea Winchester had requested to appear before the Council to obtain response to the Texas Women's Equity Action League report on the status of women in City employment that had been submitted to the Council on June 6, 1974. However, Ms. Kay Bieberdorf, President of WEAL, appeared regarding this matter. She stated that having met with several Council members and City Manager Davidson, she had come to the decision that all were really interested in the same idea - equal employment opportunity for women and minorities in Austin City government. She indicated that some of the very progressive things that they discovered when they were attempting to begin their study of the status of women in Austin City government were as follows:

1. Employee benefit program was very equal between men and women.
2. Retirement program was equal.
3. Application forms had been revised.
4. EEO officer had been hired and was working on the promotion of equal employment opportunity.

She noted that her main reason for appearing before the Council and in presenting the report last week was to ask that the Council "get on target" with the affirmative action program.

City Manager Davidson pointed out that Ms. Andrea Beatty, Personnel Director, had had an opportunity to study the report and to prepare comments related to what WEAL was talking about. Ms. Beatty appreciated the interest and concern of WEAL and pointed out some of the improvements made over the past year:

1. Number of females making over \$10,000 annually increased from 93 to 146 within the last 12 months.

2. Women were being appointed to jobs which were traditionally held by men.
3. Application had been changed about 6 months ago by omitting all kinds of criteria that might have been prejudicial, such as sex and marital status.
4. Grievances procedure now included a woman.
5. Policy of maternity leave had been changed in 1972 to assure that women would be able to use sick leave and apply for maternity purposes. In addition, the practice has been to also allow the use of annual leave and leaves of absence.
6. With regard to future considerations, educational programs that would allow women to pursue further educational attainment as well as employee intern program that would allow women to get some experience other than clerical.

She reiterated that she appreciated having input from groups such as WFAL and the National Organization of Women and any other interested persons in the community who would like to help in the improvements.

City Manager Davidson commented that he was proud to have Ms. Beatty representing the only city in the Southwest with a lady serving as the personnel director and was illustrative of the fact that there was no discrimination against women in Austin.

In response to Councilman Binder's question, Ms. Beatty noted that the figure quoted for the number of females making over \$10,000 had included employment for Brackenridge Hospital even though WEAL's report had not.

Councilman Handcox announced that he and Mayor Pro Tem Love had been working on a plan to present to Council which would make the Manager the compliance officer and have goals and timetables and narrative support of the kind of activity WEAL had been speaking of. He noted that their proposal was not ready to present to Council at this time, but that it would be ready some time during the weekend for their study and scrutiny. Councilman Friedman felt that this would be important in the response to the material given to the Council last week, but also felt that one of the things badly needed was the report on the affirmative action plan as drawn up by the staff. He thought that the Council needed to go a step further by requesting that the affirmative action plan be given to Council so they could see where the City was heading and encouraged this by saying that the Council went on record as supporting the affirmative action plan for Austin to end discriminatory practices in its employment processes and encouraged the staff to come back to Council with this plan within a reasonable period of time. There was discussion as to the desired time; and with City Manager Davidson's indication, Councilman Friedman moved the Council instruct the City Manager to bring this plan back in 45 days. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Binder, Friedman, Handcox, Lebermann, Mayor  
Butler, Mayor Pro Tem Love

Noes: None

Absent: Councilman Dryden

Ms. Bieberdorf hoped that they would have an opportunity to look at this program and to appear before the Council at the time they reviewed the plan. She was assured that there would be ample time for input.

#### HEARING SET TO CONSIDER PROPOSED RATE INCREASE

City Manager Davidson noted that the City Attorney had met with Southern Union Gas Company's manager and the consultant that had been selected by the Council and discussed a possible date for a hearing. Therefore, Councilman Lebermann moved that the Council set a public hearing for June 27, 1974, at 1:00 p.m. to consider Southern Union Gas Company's proposed rate increase. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Councilman Binder  
Noes: None  
Absent: Councilman Dryden  
Not in Council Chamber when roll was called: Mayor Pro Tem Love

#### PARADE PERMIT

Councilman Binder moved that the Council grant a request for a parade permit by Mr. W. H. McGregor, Department Adjutant, the American Legion Department of Texas, for the American Legion Boys State on June 18, 1974, from 8:00 to 9:00 a.m. from 19th Street along North Congress Avenue proceeding south to State Capitol, circle Capitol and arrive at Capitol steps by marching up South Capitol walkway from 11th Street. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Councilman Binder  
Noes: None  
Absent: Councilman Dryden  
Not in Council Chamber when roll was called: Mayor Pro Tem Love

#### POLICE AND FIRE DEPARTMENTS RECLASSIFICATION PLANS

It was noted that the Austin Police Association had requested to appear before the Council to discuss a police pay proposal and also an amendment to Civil Service Ordinances to adopt a new classification plan for Police and Fire Departments employees for the period of July 7 through September 30, 1974. Ms. Andrea Beatty reviewed the proposed reclassification plan for the civil service employees of the Police Department by noting that it addressed various concerns raised by departmental management, the Personnel Department, and the Austin Police Association; and the concerns included: incentives for promotion, salaries comparable to state averages in similarly sized cities, and turnover in the lower ranks. She pointed out the major points of this proposal as being:

1. The adjustment of Police salaries with special emphasis on increases to compensate for supervisory responsibilities.

2. This plan would guarantee Austin a favorable position when compared with state averages in similar ranks.
3. The re-evaluation of the job content and responsibilities of Police Department classifications has provided increases in all ranks except Cadet and Probationary Patrolman.
4. This plan would allow civil service employees of the Police Department to also receive any cost-of-living increase that might be approved by the Council to become effective in October.

Ms. Beatty also reviewed the proposed reclassification plan for the civil service employees of the Fire Department by noting that it addressed several concerns raised by departmental management, the Austin Firefighters Association, and the Personnel Department; and the concerns included appropriate reward for experience in rank, turnover in the lower ranks, incentive for promotion, and salaries comparable to state averages in similarly sized cities. She reviewed the major points of this proposal:

1. The introduction of the rank of Fire Cadet which would provide a separate classification for the 3 to 4-month training period for Firefighters prior to being commissioned as a Probationary Firefighter.
2. The institution of a 2-year seniority pay grade within the rank of Firefighter.
3. The adjustment of fire salaries with special emphasis on increases to compensate for supervisory responsibilities and/or years of experience in the field.

In response to Councilman Binder's question, City Manager Davidson indicated that the Fire Department as well as the Fire Chief were in accord with the proposed Fire Department reclassification plan.

In response to Mayor Pro Tem Love's question, Ms. Beatty noted that the initial annual cost of the reclassification plan would be \$355,000 for the Fire Department and \$140,000 for the Police. In response to Mayor Butler's question, Mr. John Byrne, on behalf of the Firefighters Association, endorsed this plan and appreciated all the work and effort that had been put into this study. He hoped the Council would adopt the Fire Department's portion of the proposal without any further delay.

#### Motion

Councilman Binder moved that the Council approve the new classification plan as submitted by the City Manager for the Fire Department employees and instructed the Manager to work with the Personnel and Fire Departments to further look into their request and for the Council to give every consideration. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Councilmen Handcox, Lebermann, Mayor Butler, Mayor Pro  
Tem Love, Councilmen Binder, Friedman  
Noes: None  
Absent: Councilman Dryden

Sgt. Roger D. Napier, President of Austin Police Association, appeared in reference to the Police Department reclassification plan by formally requesting the Council's consideration of a "Pay Adjustment and Realignment Plan" prepared by the Police Association which they believed would continue the efforts by the City to retain the services of the Police Officers, attract the highest caliber of new recruits, and continue the professionalism of the Police service to the community. He appreciated the efforts of the Personnel Department and City Manager in this area. He hoped that the Association's proposal would be considered by the Council at the same time as that of the Personnel Department as being more representative of a realistic and meaningful realignment of the police salary scale. In addition, he stated that a number of officers in the Department had expressed the concern over the possibility that since the Council had not had sufficient time to study the Association's proposal, it might result in no immediate realignment of the pay scale; and therefore, they were in favor of the adoption of the proposal of the City Manager now and the consideration and action by the Council of the Association's proposal as soon as it could be studied. Even though the Fire Department plan had been passed, he mentioned the fact that one of the concerns of the officers in the Police Department had been that their presentation might have in some way delayed the adoption of the Fire Department's realignment plan. In conclusion, he thanked the Council for the opportunity to have appeared.

Mr. Kenneth Eaves, patrolman in the Police Department, Uniform Division, and member of the Police Association, appeared to express some of the feelings of the patrolmen on the street by noting that a career officer was an officer who had gone through 20 weeks of Cadet class, four years on the line (on duty and off duty 24 hours a day), then the sergeants' exam. He felt that at this time with advancement slowed and even with the possibility of making sergeant, the monetary gains of making sergeant and the responsibility of being a supervisor really came to light for the individual. He noted that in the Police Department the men on the line had to face public abuse, danger, and an interrupted home life and no realistic chance of improving his status in life. He felt that it was essential that the City retain the experience and that a realignment of pay for patrolmen was essential for "making the headaches worth the time." He noted that morale was very low among the patrolmen on the street now, and the thought of having to live with the fact that just paycheck to paycheck was all they had to look forward to did not improve that morale. He indicated that an officer who had stayed with the Department for four years had no real desire to leave the Department and throw his time away; and with realignment of salaries starting with the patrolman, it was the feeling of most of the men that staying would be an easier and more realistic choice for the patrolman and his family.

Councilman Friedman indicated that the figures that had been presented merited some consideration and agreed that there was a severe problem in maintaining adequate pay for non-commissioned officers (below the rank of sergeant). He felt that the Association's proposal for the realignment schedule would be the best if the City had the money, and in line with that he felt that the proposal presented by the Personnel Department did not meet the basic requirement of upgrading the pay scale for the lower echelon officers and those with less than four or five years' experience on the force. Therefore, he announced that he had prepared a set of figures in an attempt to find some common ground between the Association's proposal and the current salary situation as well as the difference between the City's proposal:

<u>Police Classification</u>	<u>Current</u>	<u>City's Proposal</u>	<u>Police Assoc.'s Proposal</u>	<u>Councilman Friedman's Proposal</u>
Police Cadet	\$ 644	\$ 644	\$ 644	\$ 644
Patrolman (Probationary)	723	723	723	723
Patrolman (6 months)	770	780	830	800
Senior Patrolman	818	843	880 <sup>1</sup>	860 <sup>2</sup>
Police Sergeant	891	935	1,042	950
Police Lieutenant	971	1,015	1,146	1,050
Police Captain	1,053	1,100	1,261	1,150
Police Major	1,152	1,220	1,387	1,250
Deputy Police Chief	1,211	1,293	---	---

<sup>1</sup> 3-year officer would receive \$930

<sup>2</sup> 3-year officer would receive \$900

He submitted these figures to Council noting that they had not been run through the budget and suggested that the City Manager take them and try to come up with an answer next week to determine whether or not his figures could be feasible within the budget. It was his opinion that the City could come close if not "right on the target."

#### Motion

Mayor Pro Tem Love commended Councilman Friedman for the work done and his interest in this matter; and in view of Councilman Friedman's recommendation, Mayor Pro Tem Love moved that the Council approve the City's proposal for the Police effective immediately but with the amendment that an ongoing look be taken by the City Manager and staff working with the Police Association subject to budget time to determine what might be done.

Mayor Butler announced that he had prepared an alternate proposal which he had not been able to submit but had not yet finalized. He indicated that Sgt. Napier had agreed to "get the meter running" and to improve the classification readjustment by approving the City's recommendation today and leaving the door open for finishing touches and adjustments for a final pay plan. Because he felt that this was of the utmost importance, Councilman Friedman agreed that this plan should be approved with a future amendment; but he wanted that amendment within two weeks to determine what the plan would cost. He suggested that instead of continuing the review of this, it should be handled within two weeks.

Councilman Lebermann felt that this was a matter of urgency that the Council move ahead with these categorical adjustments with a view toward review of the budget in relation to cost of living increases. Mayor Butler requested that Sgt. Napier reiterate for the record the main problem in the Department, which was retention of career officers, and also give some statistics in relation to the term of the average years experience of the patrolmen. Sgt. Napier did not want to be quoted on the exactness of these figures but noted that the Manager's office had determined that the turnover rate was approximately 5% and that he felt that the majority of the turnover was at the lower rank, the patrolman level. He stated that something needed to be done to keep the experienced people that were on the street. As far as the length of service of the Department within the Uniform Division, he indicated that the average length of service was something a little less than two years. Sgt. Napier added that he was sure that every member of the Association was very gratified by the demonstration of the Council and felt that whatever steps could be taken in a positive direction would be of extreme benefit. He again thanked the Council for their time.

#### Amended Motion

Mayor Pro Tem Love stated that he would amend his original motion to reflect Councilman Friedman's request. Therefore, Mayor Pro Tem Love moved that the Council approve the new classification plan as submitted by the City Manager for the Police Department employees but with the amendment that an ongoing look be taken by the Manager and staff at the various alternates that had been presented by the Manager on June 27, 1974. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilman Lebermann, Mayor Butler, Mayor Pro Tem Love,  
Councilmen Binder, Friedman, Handcox  
Noes: None  
Absent: Councilman Dryden

#### Passage of Ordinance

Mayor Butler introduced the following ordinance:

AN ORDINANCE PERTAINING TO SALARIES FOR POLICE CADETS; ESTABLISHING A NON-CLASSIFIED POSITION AND SALARY FOR FIRE CADETS; AMENDING PARTS 1 AND 2 OF ORDINANCE NO. 731004-B TO PROVIDE AN INCREASE IN THE MONTHLY BASE SALARY OF CERTAIN CIVIL SERVICE PERSONNEL AFTER REEVALUATION; TO PROVIDE SENIORITY PAY FOR FIREFIGHTERS; ESTABLISHING AN EFFECTIVE DATE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Binder moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilman Lebermann, Mayor Butler, Mayor Pro Tem Love,  
Councilmen Binder, Friedman, Handcox  
Noes; None  
Absent: Councilman Dryden

The Mayor announced the ordinance had been finally passed.

At the time Councilman Binder voted affirmatively, he wanted to note that he thought the Police officers were doing a fine job and wanted to raise their pay even more than this in order to retain them in the Department.

Mr. Thomas J. Harwell appeared stating that theoretically the difference between the cost of living in Austin and that of Houston was only about \$36 a month, but he noted that a beginning patrolman in Houston made \$350 more per month. He indicated that he had obtained this information from the American Statesman on April 24, 1974. He commended the Council for their enthusiastic support of the anti-crime program and volunteered his service to the Police.

Mr. John Chernosky, private citizen, appeared on behalf of the Firefighters of Austin, requesting that at the time Council considered the alternate plans for the Police realignment on June 27, 1974, the Firefighters be allowed to bring alternate proposals to be considered on that same date. In response to this, Mayor Butler indicated that the Council would be glad to receive that at the same time and that most of the remarks made earlier had been directed to the Fire Department also.

#### ORDINANCE CONCERNING TOW AWAY ZONES

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 21-5, SECTION 21-31, AND SECTION 21-37 OF THE AUSTIN CITY CODE OF 1967, GIVING POLICE OFFICERS THE AUTHORITY TO REMOVE AND IMPOUND IMPROPERLY PARKED VEHICLES; DETERMINING THE LOCATION OF TOW AWAY ZONES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Love moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Butler, Mayor Pro Tem Love, Councilmen Binder, Friedman,  
Handcox, Lebermann  
Noes: None  
Absent: Councilman Dryden

The Mayor announced that the ordinance had been finally passed.

#### ORDINANCE CONCERNING MEXICAN CONSULATE PASSENGER AND LOADING ZONE

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 21-37(g) OF THE AUSTIN CITY CODE OF 1967, GIVING THE TRAFFIC ENGINEER THE AUTHORITY TO DETERMINE MEXICAN CONSULATE PASSENGER AND LOADING ZONES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Lebermann moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox,  
Lebermann, Mayor Butler

Noes: None

Absent: Councilman Dryden

The Mayor announced that the ordinance had been finally passed.

#### REFUND CONTRACTS - FIRST READING

Mayor Butler brought up the following ordinance for its first reading:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO ENTER INTO CERTAIN REFUND CONTRACTS WITH WALTER CARRINGTON BUILDER, INCORPORATED, AND CLEAR CREEK PROPERTIES, INCORPORATED. (The Park at Battle Bend Springs; South Creek South, Section 2)

The ordinance was read the first time, and Mayor Pro Tem Love moved the ordinance be passed to its second reading. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Handcox, Lebermann, Mayor Butler, Mayor Pro  
Tem Love

Noes: Councilmen Binder, Friedman

Absent: Councilman Dryden

#### ZONING ORDINANCES

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

CHERRY CREEK, PHASE 5, SECTION 1, LOCALLY KNOWN AS THE 5300 BLOCK OF WESTGATE BOULEVARD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Austex Development Company, Ltd., C14-73-199)

Mayor Pro Tem Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder

Noes: None

Absent: Councilman Dryden

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:  
LOT 17 (LESS THE NORTH 100 FEET), BLOCK 15, CRESTVIEW ADDITION, LOCALLY KNOWN AS 1916 JUSTIN LANE AND 6901-6905 HARDY DRIVE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Victor Michalenko, C14-74-035)

Mayor Pro Tem Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler,  
Mayor Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

The Mayor announced that the ordinance had been finally passed.

#### ANNEXATION ORDINANCE

Mayor Butler introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 28.60 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Handcox moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Lebermann, Mayor Butler, Mayor  
Pro Tem Love, Councilman Binder  
Noes: None  
Absent: Councilman Dryden

The Mayor announced that the ordinance had been finally passed.

#### REFUND CONTRACT - FINAL READING

Mayor Butler brought up the following ordinance for its third reading:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH LOGAN MELTON AND DAVID B. BARROW.  
(Northview Hills, Section 2)

The ordinance was read the third time, and Mayor Pro Tem Love moved the ordinance be finally passed. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Handcox, Lebermann, Mayor Butler, Mayor Pro Tem Love

Noes: Councilmen Binder, Friedman

Absent: Councilman Dryden

The Mayor announced the ordinance had been finally passed.

#### PROJECT NEW DIRECTIONS

It was noted that Ms. Shirley Sample, Director of New Directions in Austin (a non-profit charitable organization to assist in the operation of a post-release program for women ex-offenders in Austin), had appeared before the Council on June 6, 1974, requesting written endorsement of the program and one-time funding in the amount of \$4-5,000 for facility use. Mr. Joe Liro, Management and Budget Administrator, indicated that the staff had met with Ms. Sample and other representatives of the program and had forwarded a detailed list of the agency's request for a grant of \$5,000 which would cover the period of July 1 to December 31, 1974, and would be used for rental, utilities, and maintenance at the project's facility on Manchaca Road and for food for an average of 10 residents per month. He added that a description of the program proposed by New Directions had been forwarded to Council. He reported that within the special services portion of the budget there were funds already appropriated for grants which the intended recipient no longer required; and if the Council desired, these could be diverted to this program.

In response to Mayor Butler's question, Mr. Liro recommended this with the observation that the Council had awarded a grant in January to Austin Rehabilitation Center and Probation Service and that New Directions was in effect a probation program and represented a departure from the City's practice of not participating in probation programs. Mayor Butler noted that even though this program was new and had no "track record," the individuals concerned with it were conscientious. There was discussion by the Council regarding its having been in operation in Houston and the fact that Ms. Sample had gone through the program in Houston. Councilman Handcox mentioned that it had the approval of the Criminal Justice Department.

City Manager Davidson noted that in looking into this request, the staff had discovered there might be some either existing or potential violations of various codes and ordinances and that New Directions personnel had been meeting with some of the staff to correct that. He requested that if Council approved this request, the staff be directed to bring back within the contract a provision that they agree to comply with all City codes and ordinances in connection with the program.

Councilman Handcox moved that the Council approve the application for one-time funding in the amount of \$5,000 for July 1 to December 31, 1974, with the stipulation that New Directions comply with all City codes and ordinances. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilman Lebermann, Mayor Butler, Councilmen Binder,  
Friedman, Handcox  
Noes: None  
Absent: Councilman Dryden  
Not in Council Chamber when roll was called: Mayor Pro Tem Love

## URBAN SYSTEMS PROGRAM

Mr. Joe Ternus, Director of Urban Transportation, appeared before the Council to summarize a request for approval of the Urban Systems Program. He noted that the 1973 Federal Aid Highway Act authorized the apportionment of funds for an Urban Street System. He asked that Council designate four projects for the 1974 Urban System, which would involve \$1.8 million of state and federal money and would be matched with local funds. He stated that he would be coming back to Council with a 1975 program; and because it was a new Highway Act, a new process and a new concept of local participation, they were behind schedule as far as coming before the Council. He hoped to present future programs in advance and give the Council more time to review them. He added that this had been submitted to the Planning Commission and that they had recommended it. He again requested that Council approve the four projects so that they could forward them to the State Highway Department so that the Department could insert them into programming and scheduling.

The projects would involve the following construction:

1. West 38th Street (75/60-07)  
Crawford to Guadalupe
2. Burnet Road  
Anderson - U.S. 183
3. Pleasant Valley Road (75/60-08)  
East 7th to Webberville Road
4. Springdale Road (73/62-39)  
19th to Manor

Councilman Lebermann moved that the Council authorize the afore-mentioned program. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Butler, Councilmen Binder, Handcox, Lebermann  
Noes: None  
Absent: Councilman Dryden  
Not in Council Chamber when roll was called: Mayor Pro Tem  
Love, Councilman Friedman

## RIVERSIDE DRIVE CONSTRUCTION

City Manager Davidson summarized a proposal to expedite the improvement of Riverside Drive by dividing the project into three phases, utilizing available City funds for the first phase and a combination of City and federal/state funds to construct later phases. He simply requested approval of this proposal. Councilman Lebermann moved that the Council approve the request to expedite Riverside Drive improvements. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Binder, Handcox, Lebermann, Mayor Butler

Noes: None

Absent: Councilman Dryden

Not in Council Chamber when roll was called: Mayor Pro Tem Love,  
Councilman Friedman

## ADJOURNMENT

The Council adjourned at 3:00 p.m.

APPROVED



Roy Butler  
Mayor

ATTEST:



City Clerk